

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

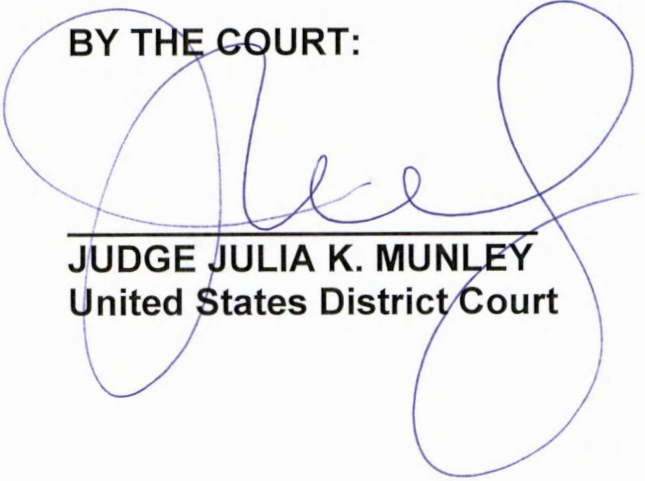
THE UNITED STATES OF AMERICA	:	No. 3:21cv286
by and for the use of TECHNIQUEX	:	
SPECIALTY FLOORING, INC.,	:	(Judge Munley)
Plaintiff	:	
	:	
v.	:	
	:	
PHILADELPHIA INDEMNITY	:	
INSURANCE COMPANY,	:	
Defendant	:	

ORDER

AND NOW, to wit, this 22nd day of October 2024, for the reasons set forth in an accompanying memorandum, it is hereby **ORDERED** that:

- 1) Defendant Philadelphia Indemnity Insurance Company's motion for summary judgment (Doc. 40) is **GRANTED** in part and **DENIED** in part;
- 2) This motion for summary judgment is **GRANTED** regarding the portion of Plaintiff's Miller Act claim arising out of labor and material furnished to Benaka, Inc. through July 31, 2017; and
- 3) The motion for summary judgment is otherwise **DENIED** for the portion of Plaintiff's claim for any retentions, pending modifications and changes, or items furnished to Benaka, Inc. after July 31, 2017.

BY THE COURT:



JUDGE JULIA K. MUNLEY
United States District Court